

## SUMMARY OF PETROLEUM TANK RELEASE COMPENSATION FUND

The Petroleum Tank Release Compensation Fund (Fund) was originally established by the 1989 Legislature to financially assist petroleum tank owners by reimbursing them for reasonable cleanup costs caused by a petroleum release. Hopefully, the following information will answer any questions or concerns you may have.

The annual renewal date is July 1st of every year.

The annual registration fee is \$50.00 for each underground storage tank (UST) and \$50.00 for each aboveground storage tank (AST).

If a tank owner plans to remove any tanks, they should check with the Fund to make sure all their tanks are registered. **ALL REQUIRED TANKS NEED TO BE REGISTERED AND COMPLY WITH STATE AND FEDERAL REGULATIONS TO BE ELIGIBLE TO PARTICIPATE.**

It is **mandatory** for all **tank owners** to **register** their **tank(s)** with the Fund and pay the necessary registration fee. If a tank owner does not register their tank(s) and pay the annual registration fee from April 1991 (or from the date a new tank was installed if it was after April 1991), not only will they be ineligible to receive reimbursement from the Fund, but they will be in violation of this law, which is a Class B Misdemeanor. The names of any entity or individual known to be in violation will be reported to the State's Attorney.

The eligible tank owner shall be reimbursed for 90 percent of the **NECESSARY AND REASONABLE COSTS** between \$5,000 and \$155,000 of expense they incur for cleanup of contaminated soil or third-party liability, caused by a petroleum release. Thereafter, the Fund will reimburse 100 percent of the **NECESSARY AND REASONABLE COSTS** up to \$1,000,000. An eligible tank owner will not be liable for more than \$20,000 out-of-pocket expenses for any one release.

**Tanks that DO NOT qualify** to be registered with the Fund are listed below:

1. Federal government tank
2. Portable tank
3. Pipeline facility

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4. An underground farm or residential tank of 1,100 gallons or less used for non-commercial purposes
5. An aboveground farm or residential tank of any size used for non-commercial

purposes. However, the owner may, upon application and payment of appropriate fees, join the Fund

6. Heating fuel tank for use on the premises where stored
7. Propane tank
8. A liquid trap or gathering operation
9. Surface impoundment, pit, pond or lagoon
10. Flow-through process tank
11. A tank in a basement, cellar, shaft or tunnel if upon or above the surface of the floor
12. A tank used to fuel rail locomotives or surface coal mining equipment
13. A tank with a capacity under one thousand three hundred twenty gallons used to store lubricating oil

Please make checks payable to the PETROLEUM TANK RELEASE COMPENSATION FUND and send with the completed REGISTRATION FORM (BOTH SIDES) to:

Petroleum Tank Release Compensation Fund  
1701 South 12<sup>th</sup> Street  
Bismarck, ND 58504-6644

For further details regarding eligibility and procedures, contact Jeff Bitz at 701-328-9606 or email us at [ndfire&tornado@nd.gov](mailto:ndfire&tornado@nd.gov).

PLEASE NOTE, TO REPORT REMOVAL OF UNDERGROUND STORAGE TANKS OR A PETROLEUM RELEASE, CONTACT GARY BERRETH, DIVISION OF WASTE MANAGEMENT, STATE DEPARTMENT OF HEALTH AND CONSOLIDATED LABORATORIES AT 701-328-5166.